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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/737,060	12/16/2003	Thomas J. Dinger	LOT920030029US1 (014)	5227	
46321	7590 04/25/2008		EXAMI	EXAMINER	
CAREY, RO STEVEN M. (DRIGUEZ, GREENB GREENBERG				
950 PENINSULA CORPORATE CIRCLE			ART UNIT	PAPER NUMBER	
SUITE 3020 BOCA RATO	N, FL 33487		DATE MAILED: 04/25/2008		

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)			
ation of Non-Compliant Appeal Brief	10/737,060	DINGER ET AL.			
(37 CFR 41.37)	Examiner	Art Unit			
	K. Hu	3714			
The MAILING DATE of this communication app	pears on the cover sheet with the c	correspondence a	address		
The Appeal Brief filed on <u>22 April 2008</u> is defective for failure to comply with one or more provisions of 37 CFR 41.37.					
To avoid dismissal of the appeal, applicant must file anamended brief or other appropriate correction (see MPEP 1205.03) within ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is longer. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.					
The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.					
The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).					
At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).					
(a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).					
The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi))					
The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).					
The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).					
The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner and relied upon by appellant in the appeal , along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).					
The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).					
Other (including any explanation in support of t	the above items):				
	was found defective DARL PATENT APPEA	L CENTER SPE			
	peal Brief filed on 22 April 2008 is defective for did dismissal of the appeal, applicant must file an 3) within ONE MONTH or THIRTY DAYS from the SIONS OF THIS TIME PERIOD MAY BE GRATTHE brief does not contain the items required us heading or in the proper order. The brief does not contain a statement of the scanceled), or does not identify the appealed class tatement of the status of each such amendment appeal, referring to the statement of the status of each such amendment appeal and for each dependent claim argued statement of the status of each claim argued states as corresponding to each claimed function with the drawings, if any, by reference characters (3 The brief does not contain a concise statement 41.37(c)(1)(vii)). The brief does not contain a concise statement 41.37(c)(1)(viii)). The brief does not contain a correct copy of the 41.37(c)(1)(viii)). The brief does not contain a correct copy of the 41.37(c)(1)(viii)). 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Hu The MAILING DATE of this communication appears on the cover sheet with the copeal Brief filed on 22 April 2008 is defective for failure to comply with one or monoid dismissal of the appeal, applicant must file anamended brief or other appropria within ONE MONTH or THIRTY DAYS from the mailing date of this Notification ISIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136. The brief does not contain the items required under 37 CFR 41.37(c), or the iter heading or in the proper order. The brief does not contain a statement of the status of all claims, (e.g., rejected, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)). At least one amendment has been filed subsequent to the final rejection, and the statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)). 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The brief does not contain copies of the decisions rendered by a court or the Bot identified in the Related Appeals and Interferences section of the brief as an app	ation of Non-Compliant Appeal Brief (37 CFR 41.37) The MAILING DATE of this communication appears on the cover sheet with the correspondence of the peal Brief filed on 22 April 2008 is defective for failure to comply with one or more provisions of 3 id dismissal of the appeal, applicant must file anamended brief or other appropriate correction (se 3) within ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is listions OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136. The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under heading or in the proper order. The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdreanceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)). At least one amendment has been filed subsequent to the final rejection, and the brief does not statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)). (a) The brief does not contain a concise explanation of the subject matter defined in each of the claims involved in the appeal, referring to the specification by page and line number and to the other propers of the subject matter defined in each of the claims involved in the appeal, referring to the specification by page and line number and to the other propers of the subject matter defined in each of the claims involved in the appeal, referring to the specification by page and line number and to the other propers of the specification by page and line number and to the dampendent claim argued separately, every means plus function and step plus 15 U.S.C. 112. sixth paragraph, and/or (2) set forth the structure, material, or acts described in the accordance of the specification by page and line number and to the dampendent claim involved in the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)). 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